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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
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7 UNITED STATES OF AMERICA,
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9 Plaintiff,

10 vs.

11 JOHN M. EDWARDS,
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13 Defendants.
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) Case No.: 2:09-cr-00132-JAD-GWF
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ORDER

Re: Motion (#322)

15 This matter is before the Court on Defendant John M. Edwards' Motion for Miscellaneous
16 Relief (Additional Law Library Time) (#322), filed on May 1, 2015. The Government filed its
17 Response (#326) on May 15, 2015. The Court conducted a hearing in this matter on May 26, 2015.
18 In addition to the Defendant and counsel for the parties, Deputy United States Marshal Steven
19 Carpenter attended the hearing.

20 The Second Superseding Indictment (#63) charges the Defendants with conspiracy to commit
21 securities fraud, securities fraud, conspiracy to commit money laundering, conspiracy to conduct or
22 participate in an enterprise engaged in a pattern of racketeering activity, and tax evasion. Defendant
23 John M. Edwards is alleged to have been one of the co-masterminds or founders of the criminal
24 enterprise. Electronic and paper discovery in this case is very voluminous. Defendant Edwards'
25 initial appearance and arraignment occurred on August 8, 2014 and the Court ordered that he be
26 detained pending trial. Defendant Edwards is currently detained in the Federal Detention Facility in
27 Pahrump, Nye County, Nevada.

28 Defendant represents in his motion that his law library access has been limited to about five
hours each week. Defendant states that given the volume of discovery he must review to assist in the

1 preparation of his defense, he needs up to six hours of computer access each day. Defendant states
2 that this requested time does not need to be provided in one continuous block of six hours, and may
3 be broken up into small blocks of time totaling six hours each day. Defendant also indicated that he
4 was experiencing some difficulty in obtaining the Detention Facility's cooperation to receive
5 discovery sent to him by his counsel, to maintain that discovery in a secure manner and to make it
6 available to Defendant for his review.

7 Deputy Marshal Carpenter informed the Court that the Detention Facility's librarian receives
8 and maintains discovery sent to defendants by their counsel and there should be no problem with the
9 library receiving discovery from Defendant's counsel, maintaining it in a secure manner for
10 Defendant and making it available for his review. The Deputy Marshal also advised the Court that
11 the library has recently added eight additional computers for detainees' use. He indicated that the
12 Detention Facility should be able to reasonably accommodate Defendant Edwards' need for
13 additional computer time, including up to six hours a day to review his discovery. Accordingly,

14 **IT IS HEREBY ORDERED** that Defendant's Motion for Miscellaneous Relief (Additional
15 Law Library Time) (#322) is **granted** as follows:

16 The Federal Detention Facility shall provide Defendant Edwards with computer access to
17 review discovery of up to six hours per day, which may reasonably be provided in separate smaller
18 blocks of time that total six hours per day. If the Federal Detention Facility has difficulty in
19 accommodating Defendant's request for computer access time, the Detention Facility and
20 Defendant's counsel, with the assistance of the Deputy Marshal, shall attempt to resolve the issue

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1 before seeking further Court action. If other issues arise regarding Defendant's access to discovery,
2 the parties shall also attempt to resolve those issues with the assistance of the Deputy Marshal before
3 seeking further Court action.

4 DATED this 26th day of May, 2015.

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7 GEORGE FOLEY, JR.
8 United States Magistrate Judge
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